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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

**-oOo-**

UNITED STATES OF AMERICA,	)	Case No. 2:10-cr-00500-JCM-PAL
	)	
Plaintiff,	)	<b><u>Stipulation to Continue Revocation</u></b>
	)	<b><u>Hearing</u></b>
vs.	)	
	)	
BEVEN DUKE,	)	
	)	
Defendant.	)	

**IT IS HEREBY STIPULATED AND AGREED**, by and between DANIEL G. BOGDEN, United States Attorney, and CRISTINA D. SILVA, Assistant United States Attorney, counsel for the United States of America, and REBECCA LEVY, Assistant Federal Public Defender, counsel for defendant BEVEN DUKE, that the hearing on the defendant's supervised release violation in the above-captioned matter, currently scheduled for August 10, 2015, at 11:30 am, be vacated and continued for seven (7) days, to a date and time to be set by this Honorable Court.

This stipulation is entered into for the following reasons:

1. The Counsel for the Government will be out of the District during the current setting.
2. Defendant's Probation Officer will also be out of the District.
3. The parties agree to the brief continuance.
4. The defendant is incarcerated and does not object to the continuance.

6. The additional time requested herein is not sought for purposes of delay, but allow availability of Government counsel and the Defendant's Probation Officer.

Respectfully submitted,  
DANIEL G. BOGDEN  
United States Attorney

//s//  
CRISTINA D. SILVA  
Assistant United States Attorney

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

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UNITED STATES OF AMERICA, ) Case No. 2:10-cr-00500-JCM-PAL  
)  
Plaintiff, ) **ORDER**  
)  
vs. )  
)  
BEVEN DUKE, )  
)  
Defendant. )

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**FINDINGS OF FACT**

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

3. The Counsel for the Government will be out of the District during the current setting.

4. Defendant's Probation Officer will also be out of the District.

3. The parties agree to the brief continuance.

4. The defendant is incarcerated and does not object to the continuance.

5. Additionally, denial of this request for continuance could result in a miscarriage of justice.

6. The additional time requested herein is not sought for purposes of delay, but allow availability of Government counsel and the Defendant's Probation Officer.

7. This is the first request to continue the hearing regarding revocation of supervised release date filed herein.

For all of the above-stated reasons, the ends of justice would best be served by a continuance of the revocation hearing.

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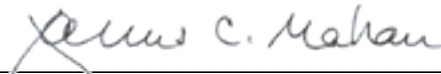
**CONCLUSIONS OF LAW**

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the Government sufficient time and the opportunity within which to be available for the hearing, as well as to effectively and thoroughly prepare for the hearing, taking into account the exercise of due diligence.

**ORDER**

IT IS THEREFORE ORDERED that the supervised release revocation hearing currently scheduled for August 10, 2015, at the hour of 11:00 am, be vacated and continued to August 18, 2015 at the hour of 10:30 am.

DATED August 7, 2015.

  
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HONORABLE JAMES C. MAHAN  
UNITED STATES DISTRICT COURT JUDGE